Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Text

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PAGE 01 STATE 037784
ORIGIN DRC-01

INFO OCT-01 EA-09 ISO-00 L-03 SCA-01 SCSE-00 /015 R

DRAFTED BY FADRC/DR:FMMACHAK:LB
APPROVED BY O/FADRC:JSPRUDEN
L/M:LAHUMMER
EA/TB:LLROCKE JR.
----------190647 100731 /21
R 181959Z FEB 77
FM SECSTATE WASHDC
TO AMEMBASSY BANGKOK

UNCLAS STATE 037784

E.O. 11652: N/A

TAGS:CDES, AINF

SUBJECT:RELEASE OF INFORMATION ON DECEASED INDIVIDUALS

REF: (1) YOUR OM OF 12/17/76 TO SCA/SCS

1. CONSIDERABLE UNCERTAINTY EXISTS REGARDING RELEASE OF PERSONAL INFORMATION PERTAINING TO DECEASED PERSONS. IN GENERAL, DECEASED PERSONS DO NOT RPT NOT HAVE PRIVACY RIGHTS UNDER PRIVACY ACT OF 1974. WHETHER SUCH RIGHTS CAN BE EXTENDED TO HEIRS OR NEXT OF KIN HAS NOT YET BEEN RESOLVED. CONSEQUENTLY, EACH CASE MUST BE DECIDED ON ITS OWN MERITS.

2. WITH PRIVACY ACT SET ASIDE, PREVAILING STATUTE BECOMES FREEDOM OF INFORMATION ACT. BEFORE RELEASING INFORMATION REGARDING DECEASED INDIVIDUAL, POST MUST CONSIDER WHAT INFORMATION IS ALREADY IN THE PUBLIC DOMAIN THEN BE GUIDED BY FOIA EXEMPTION (B)(6) (PERTAINING TO RECORDS THE DISCLOSURE OF WHICH WOULD CONSTITUTE A CLEARLY UNWARRANTED
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INVASION OF PERSONAL PRIVACY).

AS TO WHETHER RELEASE OF ADDITIONAL INFORMATION WOULD BE 'CLEARLY UNWARRANTED INVASION OF PERSONAL PRIVACY" DEPARTMENT, FOR EXAMPLE, RECENTLY REFUSED TO RELEASE AUTOPSY REPORTS AND PHOTOGRAPHS OF DECEASED AMERICAN AS IT WAS DETERMINED THAT SUCH RELEASE WOULD INFRINGE UPON THE

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RIGHTS OF LIVING INDIVIDUALS AND IT WAS NOT CLEAR THAT ANY PARTICULAR PUBLIC BENEFIT WOULD BE ACCOMPLISHED OR SATISFIED BY SUCH A RELEASE.

3. CONSULAR OFFICERS NOT PROHIBITED FROM ANSWERING PUBLIC INQUIRIES REGARDING OFFICIAL ACTIONS TAKEN BY CONSULAR PERSONNEL IN RENDERING ASSISTANCE TO AMERICANS. IN MANY INSTANCES PUBLIC INQUIRIES CAN BE ANSWERED WITH INFORMATION ALREADY IN PUBLIC DOMAIN AND EXPLANATION OF DEPARTMENT'S OFFICIAL ACTION WITHOUT INVADING A PERSON'S PRIVACY.

4. DEPARTMENT IS, OF COURSE, AVAILABLE TO OFFER SPECIFIC ADVICE ON SUCH INQUIRIES. IT IS HELPFUL TO KNOW IDENTITY OF INQUIRER AND NATURE OF RECORDS, AND SPECIFIC FILES INFORMATION ORIGINATED FROM.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DEATHS
Control Number: n/a
Copy: SINGLE
Sent Date: 18-Feb-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: FMMACHAK:LB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
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Format: TEL
From: STATE
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770226/aaaaawyr.tel
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Litigation History:
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Message ID: 698e7cc4-c288-dd11-92da-001cc4696bcc
Office: ORIGIN DRC
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 03-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3278460
Secure: OPEN
Status: NATIVE
Subject: RELEASE OF INFORMATION ON DECEASED INDIVIDUALS
TAGS: CDES, AINF, US, TH
To: BANGKOK
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/698e7cc4-c288-dd11-92da-001cc4696bcc
Review Markings:
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US Department of State
EO Systematic Review
22 May 2009
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